MECHANICS' LIEN CASE

Important Decision Handed Down By Supreme Court.

MORGAN COUNTY SUIT

LIENS FILED ON SMELTER AND MINES.

Court Holds That It Is Not Neces sary to State the Exact Amount

Due In Filing a Lien-Mrs. Golightly Granted a Divorce On the Ground of Cruelty. An opinion was handed down by the supreme court per curiam yesterday in the case of G. E. Garner, respondent,

gainst A. Van Patten, appellant. The adgment of the lower cours is affirmed, out both puries are charged up with

amount claimed against the respective mines and the smeller, as required by law. It was also asserted that the no-tices were at variance with the allega-tions in the complaint.

The objection was overruled and judgment went against the defendant in the trial court. In affirming the de-cision the supreme court says it is not fattal to a notice that the claimant calibred upon each mine more than the amount due. Such a contention would, if allowed, defeat the object of the statute.

To be perfectly proper, the notice should state the precise amount due on each claim, but it is not a reversible error. The judgment is affirmed, with instructions that plaintiff and defendant each pay half the costs.

Orders were entered by the court as follows:

nercial & Savings bank, respondent utmitted on briefs and statement of acts much by F. Erickson of counse or the defense and taken under advise

M. E. Smith et al., appellant, vs. P.

TO ENJOIN THE REGENTS.

Filing of Injunction Suit In University Building Case.

as Morris, Alfred Brown, G. H. Ramaperger and J. H. Brittian yesterday filed suit against the University of Utah and the hoard of regents for a restraining order to prevent the defendants from awarding a contract for executing the university buildings to William H. Roney of Blinoia. The complaint starts out by rectiting the call for bids published by the regents.

In response, it is stated that Andrew Grunford and Frank Atkinson, doing business as Grundford & Atkinson, abmitted bids in due form as required by the advertisement. Theirs was the lowest bid on the construction of the physical as well as on the museum buildings.

It is claimed for Grundford & Atkinson that they are citizens of Utah, and the defendant had paid part of the account succion, it had never legality bound itself to pay the balance. Ramsperger and J. H. Brittian yester-

District Court Orders.

A. B. Sawyer vs. Augustus Appleby of the buildings to William H. Roney of the physical building than the localism. All bods for the muscum building were rejected.

The complaint says that the only reason offered by the defendants for twarding the contract for the work to toney is that the aggregate amount of the latter's bid on all the buildings was lover than the aggregate amount for which any other one contractor offered to do the entire job. The defendants for stranger to the work is the latter's bid on all the buildings was lover than the aggregate amount for which any other one contractor offered to do the entire job. The defendants for stranger to be puty clerk F. W. Little to take testimony and report a finding. Martha A. Williams vs. C. E. Angel; judgment for plaintiff for \$31.46.

and John C. Hussey to have a mort-gage on a lot on Fifth street, between K and L streets, declared void. The plaintiffs claim to be the owners of the property in fee. They allege that in 1890 Walker Smith, who owned the in 1890 Walker Smith, who owned the lot at that time, gave a mortgage on it for \$1,590 to Hussey. It is claimed that the mortgage was given without consideration, and was intended as a method of defrauding the creditors of Smith. The mortgage, it is stated, is a cloud on the title of the plaintiffs, and they therefore ask that it be declared of no effect.

A Small Judgment. Judge Hiles yesterday gave indement

Does Your Baking Powder Contain Alum?

Prof. Geo. F. Barker, M. D., University of Penn.: "All the constituents of alum remain (from alum baking powders) in the bread, and the alum itself is reproduced to all intents and purposes when the bread is dissolved by the gastric juice in the process of digestion. I regard the use of alum as highly injurious,"

Dr. Alonzo Clark: "A substance (alum) which can derange the stomach should not be tolerated in baking powder."

Prof. W. G. Tucker, New York State Chemist: "I believe it (alum) to be decidedly injurious when used as a constituent of food articles."

Prof. S. W. Johnson, Yale College: "I regard their (alum and soluble alumina salts) introduction into baking powders as most dangerous to health."

In view of such testimony as this, every care must be exercised by the housewife to exclude the over and over condemned cheap, alum baking powders from the food.

> Baking powders made from cream of tartar, which is highly refined grape acid, are promotive of health, and more efficient. No other kind should be used in leavening food. Royal Baking Powder is the highest example of a pure cream of tartar powder.

ROYAL BAKING POWDER CO., NEW YORK.

Kept Busy.

SOME IMPROVED MACHINERY

NOW IN OPERATION. Gasoline Air Compressor That Oper- old directors, ates the New Hoists-Ponderous Machinery Can Be Handled Easily

District Court Orders.

Machinery Can Be Handled Easily

—Narrowing the Frame of a Locomotive—Meetings at Denver.

Begain and alteration work goes on apace in the shops of the Rio Grande Western. The approach of storms and Western. The approach of storms and work goes on apace in the shops of the Rio Grande Western. The approach of storms and work goes on the short Line yesterday, en route from Fort Robin-ways blockades has a steel as a stimus.

And other remains the definition of the history and the special many of the history and the appeal of the history and th

Want a Dog Killed.

Benjamin Johnson and eighteen others have petitioned Prosecutor Dichi to kill the dog residing at 34 Fir street. The petition says:

"To Heme it may concern: We, the undersined petition the proper authorities to have the dog at 34 Fir street killed as he is a dangerous dog and not fit to run at large as he has bitton several people all ready.

"(Sined) BEN JOHNSON."

PROVO CANYON SLIDES. Train From Heber Was Delayed Five for the next ten days at Z. C. M. I Hours.

(Special Correspondence.) Prevo. Oct. 17.-The train from Heber

BUSY RAILROAD SHOPS Cliff canal, there was another slide into which the locomotive plunged. The passengers were shaken up a bit, and word had to be conveyed to the work

Rio Grande Western Machinists Are ANNUAL MEETINGS IN DENVER. mer Boards of Directors.

Denver, Oct. 17.—The annual meet-

PREPARING FOR WINTER & Rio Grande Railway company and ceptions. Just for a change, at this point the con-of several connecting lines were held in this city today. They were purely present recorder, by acclamation.

Come today for choice of these ex-quisite silks in Dress and Walst lengths. AT WALKERS.

Carpets sewed, lined and laid

FREE

"(Sined) BEN JOHNSON."

\$1.50 to \$1.75 Silks—\$1.09.
\$2.00 to \$2.75 Silks—\$1.49.
Come today for choice of these exquisite silks in Dress and Waigi lengths.

AT WALKERS'.

Provo. Oct. 17.—The train from Heber this morning was delayed five hours by a couple of landslides in Provo cantyon. The first was near the South fork and was quickly removed by the work train; but further down the canyon, where the road runs near the Blue the south fork and was quickly removed by the work train; but further down the canyon, where the road runs near the Blue the south fork and was quickly removed by the work train; but further down the canyon, where the road runs near the Blue the south fork and was quickly removed by the work train; but further down the canyon, where the road runs near the Blue the south fork and was quickly removed by the work train; but further down the canyon, where the road runs near the Blue the south fork and was quickly removed by the work train; but further down the canyon, where the road runs near the Blue the south fork and was quickly removed by the work train; but further down the canyon, where the road runs near the Blue the south fork and was quickly removed by the work train; but further down the canyon, where the road runs near the Blue the south fork and was quickly removed by the work train; but further down the canyon the south fork and was quickly removed by the south fork

NEWS FROM OVER THE STATE. "The Least Hair

Spanish Fork Democrats State Their Position Unequivocally.

(Special Correspondence.) Spanish Fork, Oct. 17.—The Den this city met last evening for the pur-se of maninating city efficers. The cetting was called to order by William Hughes, chairman of the party and following resolutions were adopted: Circle-Resolved. That we, the Demo-atic party of Spanish Fork City, coming gother in a spirit of concord to present

on,
The following officers were nominated in the Democratic city ticket;
Mayor-W. O. Creer.
Councilmen-James L. Hales, Marinus arsen, Hubbard Tuttle, ar., Charles onk Oliver Swersen,
Recorder-Joseph Hughes.
Treasurer-Nancy James,
Justice of the Peace-D. T. Lewis,
arshal-Morse J. Martel.

EPHRAIM REPUBLICAN TICKET. Fight For Marshal Won By Soldier-Weak Council Nominations.

(Special Correspondence.) Ephraim, Oct. 17.—The first peal of the

in this city today. They were purely formal, no resolutions of public interest being introduced, and the old boards of directors being re-elected. The stockholders of the Colorado Midland railway also met today and re-elected the old directors.

Railroad Notes.

Railroad Notes.

Springville, Oct. 17.—Politics in Springville, Oct. 18.—Politics in Interference in Politics in Interference in

sion.

J. B. Malisen of the stake presidency and J. Superintendent A. C. Nelson were in attendance and took part in the exercises.

MT. PLEASANT REPUBLICANS. Put Up a Ticket and Hope to Win-Non-partisan Plans.

(Special Correspondence.)
Ponemat Oct. II.—The Republican
a tiple city beld its nordinating conat the open, house last evening,
alread crowd was present and pard in the proceedings. The conven-

LOGAN REPUBLICAN TICKET. After Much Difficulty Candidates Are

(Special Correspondence.)
Legan, Oct. 17.—The Republicans of Logan held their city convention last even-

Gunnison, Oct. 17.—After a second effort, the citizens' movement has been fairly launched, and the following tesker placed in the field: Town president, John Larson, renominated; trustees, Motom Childs, Fred Ludgivson, William Howells and C. A. Swatberg.

A forecast of the results of the election of a mixed tesker influence weather, the meeting was post-her will probably be the election of a mixed tesker although the straight Republicans claim everything in sight.

William the last three days death has claimed two old residents of this place. Mrs. Marths Erickson and W-D. Roberts have parsed away to the other side. Both were well known and respected residents on the lenders are trying to arrange a binary and a large cityle of friends and relatives now mount their departure.

Mr. Roberts, Whose scaled complete was and color of the lenders are trying to arrange a binary and a large cityle of friends and relatives now mount their departure.

Mr. Roberts, whose scaled complete was was allowed the was alled the case of this amonnoused yesterday, was a prosperous was and color by man. The bridge is one of Kaywella's highly forested to do farmer and stock ruiser, and well to do farmer and stock ruiser, and well to kill. Lest summer, and well to do farmer and stock ruiser.

Another Candidate In Field For Richfield Postoffice.

PROVO ELECTON JUDGES. Non-partisan Council Names a Majority of Republicans.

PANGUITCH YOUTH KILLED

Was Thrown From Horse and Skull Fractured.

NEPHI DEMOCRATS.

(Special to The Herald.) Oct. 17.—The Democrats

St. George News.

St. George News.

(Special Correspondence.)

St. George, Oct. 14.—Mrs. Artimesia S. Seegmiller, widow of the late Lenniel Seegmiller, has seed in to the county deek for a description of all the property belonging to the estate in this county, as the intention is to have the estate probabed and selfiled right away.

Dr. Freferick Clifft has returned from Manti, where he has been stiending to Dr. Hoofford's nationals for the last, two months

Court at Richfield.

(Special Correspondence.)
Richfield, Oct. 17.—Judge Booth arrived

(Special Correspondence.)

Provo, Oct. 17.—The Democratic maries will be held tomorrow (Wordsy) evening as follows: First w Macser school house; Second ward, o house; First ward, earlier ward, Farker whool house tailed.

Casts a Shadow."

A single drop of poison blood will, unless checked in time, make the whole impure. Hood's Sarsaparilla is the great leader in blood purifiers.

It casts no shadow, but brings sunshine and health into every household. Dyspepsia - Saffered everything but death for years with dyspepsia. Nothing

Consumptive Cough - "Five years

Hood's Sarsaparilla

Hood's Pills sure liverills; the non-write only cuthursis to take with Hood's harm

PROVO REPUBLICANS.

Council Ticket Nominated and Delogates to City Convention Named.

Provo Paragraphs.

The Democrats hold forth tomorrow

Circleville Items.

\$1.50 to \$1.75 Silks-\$1.00. \$2.00 to \$2.75 Silks-\$1.49. Come today for choice of these ex-quisite silks in Dress and Walst lengths, AT WALKERS,

Carpets sewed, lined and laid FREE or the next ten days at Z. C.M. I

MEMBEU II LEMPEN,



HEWLETT BROS. CO.

Pure Spices and Triple Extracts re-

ceived Highest Awards at the last Vermal, Oct. 15.-City politics are get- State Fair-Three Gold Medalsthereby equaling their past record, when they also received three gold medals at the preceding fair. Ask your grocers for goods branded Three Crown, and refuse all substi-

HEWLETT BROS. CO.

WHEN WORN OUT . Use the WORLD FAMOUS VIN MARIANL Body, Brain and Nerve Tonic

AND AVOID LA GRIPPE & MALARIA

AND HEALING CATARRH CATARRH

